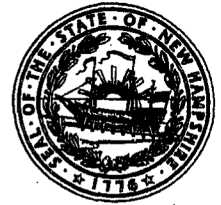




The State of New Hampshire
Department of Environmental Services
Water Council



PO Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Appeals Clerk Telephone (603) 271-6072 - TDD Access: Relay NH 1-800-735-2964
DES Website: www.des.nh.gov - Council Website: www.des.state.nh.us/councils/

April 27, 2005

Sherilyn Burnett Young, Esq.
Andrew W. Serrell, Esq.
Rath, Young and Pignatelli, P.A.
One Capitol Plaza – PO Box 1500
Concord, NH 03302-1500

Re: Docket No. 05-07 WC – FOCUS Tamworth Appeal

Dear Attorneys Young and Serrell:

The notice of appeal of the Department of Environmental Services issuance of Water Quality Certificate No. 2004-002 to Motorsports Holdings, LLC, which you filed on behalf of FOCUS Tamworth (“the Appellants”), was received in my office on April 21, 2005, and has been assigned Docket No. 05-07 WC. Please refer to this docket number in all future correspondence relative to this appeal. I have forwarded the notice of appeal NH Water Council (“the Council”), which I expect will decide to accept or dismiss the appeal at its next regular meeting, currently scheduled for May 11, 2005 at 9:00am in Rooms 112-114 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH.

Please note that any document filed in conjunction with this appeal shall be filed by mailing or delivering the **original and 20 copies** of the document to the Council Appeals Clerk. Additionally, a copy of the document must be sent to all parties to the appeal and to any person who has a motion to intervene pending before the Council. Every document filed with the Council, and required to be served upon the parties to the appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served. Documents filed with, or issued by the Council relative to this appeal are available for viewing and printing via the internet at <http://www.des.state.nh.us/legal/documents/appeals/>

If you have any questions, please contact me at (603) 271-6072 or by e-mail at msclafani@des.state.nh.us.

Sincerely,

COPY

Michael Sclafani, Appeals Clerk
NH Water Council

cc: NH Water Council
Michael P. Nolin, Commissioner, DES
Harry T. Stewart, P.E., Director, DES Water Division
Anthony I. Blenkinsop, NH DOJ
Susan V. Duprey, Esq.
Paul Piszczek, DES WD